

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; that

I verily believe the inventors named below are the original, first and joint inventors of the invention entitled:

"IMMUNOSTIMULATORY AGENTS IN BOTANICALS"

described and claimed in the specification attached hereto.

I hereby state that I have reviewed and understand the contents of the specification, including the claims, in the above-referenced application, as amended by any amendment specifically referred to in the Declaration.

I acknowledge my duty pursuant to 37 C.F.R. §1.56 to disclose information which is material to patentability as defined by 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent or inventor's certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and having a filing date before the of the application on which priority is claimed:

None.

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed:

Title of Prior Application: IMMUNOSTIMULATORY AGENTS IN ECHINACEA

Application Serial No. 60/463,169

Filing Date of Prior Application: April 16, 2003; and

Title of Prior Application: IMMUNOSTIMULATORY AGENTS IN BOTANICALS

Application Serial No. 60/538,676

Filing Date of Prior Application: January 23, 2004.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States and/or PCT application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the

manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

None.

I hereby appoint the following attorneys and agents to prosecute this application and/or an international application based on this application and to transact all business in the Patent and Trademark Office connected therewith:

Richard S. Myers, Jr. 42,022
Vance A. Smith 24,320
David W. Nagle, Jr. 42,923
John E. Vanderburgh 24,041
Brooke J. Egan 45,623
Donald R. Andersen 28,280
Matt Gillies 48,803
Mandy V. Wilson 53,781
Paul Knowlton 44,842
Jeff Haeberlin 40,630

Marvin Petry 22,752
Ross Hunt 24,082
William Jackson 28,518
Douglas E. Jackson 28,518
B. Aaron Schulman 31,877
Stephen Weyer 43,259

the practitioners associated with: Stites & Harbison PLLC
Customer No. 32885

Please direct all correspondence to:

Richard S. Myers, Jr.
Stites & Harbison PLLC
424 Church Street, Suite 1800
Nashville, TN 37219
(615) 244-5200

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of Inventor: David Pasco

Inventor's signature:

Date

Residence:

Citizenship: United States of America

Full name of Inventor: Nirmal D. Pugh

Inventor's signature:

Date

Residence:

Citizenship: United States of America

Full name of Inventor: Ikhlas Khan

Inventor's signature: _____

Date

Residence: _____

Citizenship: United States of America

Full name of Inventor: Rita Moraes

Inventor's signature: _____

Date

Residence: _____

Citizenship: United States of America